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P/4976-19

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Marie-Pascale LATORSE et al.

Date: April 19, 2010

Serial No.: 10/553,363

Group Art Unit: 1616

Filed: October 14, 2005

Examiner: Prior, A.N.

For: FUNGICIDAL COMPOSITION COMPRISING A PYRIDYLMETHYL-BENZAMIDE
DERIVATIVE AND CHLOROTHALONIL

SECOND REQUEST FOR REFUND

Commissioner of Patents
Attn: Refund Department
P.O. Box 1450
Alexandria, Virginia 22313-1450

USPTO
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DIVISION
2010 APR 20 PM 3:22

Sir:

In response to the March 26, 2010, denial of our Request, please consider the following:

The Applicants were charged twice for their Notice of Appeal.

The Examiner re-opened a prosecution after the Applicants paid for the first Notice of Appeal. The Office charged \$540 for the first Notice of Appeal on February 3, 2009.

Prosecution was re-opened after the first Notice of Appeal was charged to the deposit account for the Applicants' counsel. The fee was not refunded.

Approximately one year later, the Applicants filed a second Notice of Appeal. This appeal remains pending.

The Applicants were charged \$540 for this second appeal on January 26, 2010.

The Applicants request a refund of \$540 for the first Notice of Appeal which was mooted when the Office re-opened prosecution. Please refund this amount to Deposit Account

No. 15-0700.

U.S. Patent Application No. 10/553,363
SECOND REQUEST FOR REFUND

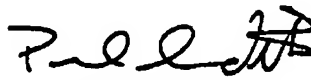
A copy of the Office's charges is enclosed.

Please telephone the attorney at the below number if you have any additional questions or comments concerning this Request for Refund.

Respectfully submitted,

19 April 2010

Date



Paul Grandinetti
Registration No. 30,754
OSTROLENK, FABER, GERB & SOFFEN, LLP
1180 Avenue of the Americas
New York, New York 10036-8403
Telephone (202) 429-4560

FEB 02 2009

P/3610-63 (4976-19)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Marie-Pascale LATORSE et al.

Date: February 2, 2009

Serial No.: 10/553,363

Group Art Unit: 1616

Filed: October 14, 2005

Examiner: Prior, Alton Nathaniel


For: **FUNGICIDAL COMPOSITIONS COMPRISING A
PYRIDYLMETHYLBENZAMIDE DERIVATIVE AND CHLOROTHALONIL**Mail Stop AF - Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450**NOTICE OF APPEAL**

Sir:

The Applicants appeal to the Board of Patent Appeals and Interferences from the Office Action of October 1, 2008, finally rejecting claims 13 and 14 of the above-identified application.

The Commissioner is authorized under 37 C.F.R. 1.17(b) to charge our Deposit Account No. 15-0700 for the \$540 appeal fee for a large entity, the \$130 fee for a one-month extension of time, and for any additional amounts owing.

Respectfully submitted,


for Paul Grandinetti
Registration No. 30,754
OSTROLENK, FABER, GERB & SOFFEN, LLP
1180 Avenue of the Americas
New York, New York 10036-8403
Telephone (212) 382-0700

Adjustment date: 04/27/2010 SDIRETA1
02/03/2009 VBUI11 00000024 150700 10553363
01 FC:1401 540.00 CR

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